UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JERAD JOHN KYNASTON (1),
SAMUEL MICHAEL DOYLE (2),
COREY EDWARD MOBLEY (3),
PETER MICHAEL MAGANA (4),
BRICE CHRISTIAN DAVIS (5),
JAYDE DILLON EVANS (6),
TYLER SCOTT McKINLEY (7),

Defendants.

Case No. **CR-12-0016-WFN**

CRIMINAL MINUTES

DATE: **APRIL 3, 2012**
LOCATION: **SPOKANE**

FIRST PRETRIAL CONFERENCE AND MOTION HEARING

	Hon. Wm. Fremming Nielsen		
Joanna L. Knutson **Courtroom Deputy**	Heather Foe **Law Clerk**	N/A **Interpreter**	Debra Kinney Clark **Court Reporter**

Plaintiff's Counsel	**Defense Counsel**
Timothy J. Ohms for Russell E. Smoot	Robert R. Fischer for Kynaston (1) George P. Trejo, Jr. for Doyle (2) Gerald R. Smith for Mobley (3) Robert E. Caruso for Magana (4) David E. Miller for Davis (5) Nicolas V. Vieth for Evans (6) Richard D. Wall for McKinley (7)

[X] Open Court **[ ] Chambers** **[ ] Telecon**

Defendants (1), (2) and (4) present in custody of United States Marshal; remaining Defendants all present on bond. All Defendants present with counsel. Court took roll call and queried each Defendant in turn as to the accuracy of his or her name. Defendant stated their true names as set out in the caption of this document.

Court orders that a motion filed in this multi Defendant matter will be considered to be a motion on behalf of all Defendants unless a notice opting out is filed. Court inquires of Government counsel as to the status of discovery. Mr. Ohms responds indicating 421 pages of discovery was turned over February 16, 2012. Court orders transcripts of any grand jury witnesses who will be witnesses at trial should be turned over to the defense two weeks before trial as well as the identity of any confidential informant and that any impeachable material regarding the CI is Brady material and the requirement for disclosure is ongoing.

[X] ORDER FORTHCOMING

CONVENED: 10:34 A.M.	**ADJOURNED: 10:51 A.M.**	**TIME: 0:17 HR.**	**CALENDARED [X]**

Court notes a current trial date of April 16, 2012 with a speedy trial timeout of April 25, 2012 but it is not declaring this a complex case. Court inquires of counsel as to a realistic trial date. Counsel respond

Court GRANTS Defendants' Motions to Continue Trial, making ends of justice findings.

Jury trial of April 16, 2012 is STRICKEN and RESET to June 25, 2012 at 9:00 a.m., S/WFN. Final Pretrial Conference of April 16, 2012 is STRICKEN and RESET to June 25, 2012 at 8:00 a.m., S/WFN. Court set June 11, 2012 as a deadline for the parties to file trial materials.

An additional pretrial conference and motion hearing shall be held May 31, 2012 at 9:30 a.m., S/WFN. Court set briefing schedule as follows: Motions shall be filed and served no later than May 11, 2012 with responses to be filed and served no later than May 18, 2012.

Each Defendant executed a waiver of speedy trial rights.